

REMARKS

Favorable reconsideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 21-41 are pending in this application. The present Amendment amends Claims 25, 27-28, 31, 33, 35 and 37-38 without introducing any new matter.

In the outstanding Office Action, Claims 25, 27-28, and 31-40 were objected to because of informalities. Claims 21-41 were rejected under 35 U.S.C. §102(a) as anticipated by Sehr (U.S. Patent Publication No. 2001/0018660).

In response to the objection to Claims 25, 27-28, and 31-40, Claims 25, 27-28, 31, 33, 35 and 37-38 are amended to recite that the communications terminal is a mobile communications terminal. Since this change is merely formal in nature, it is not believed to raise a question of new matter.

Briefly summarizing, Claim 21 relates to a method for ordering, loading, and using admission tickets for access to access-controlled service devices. The method includes, *inter alia*: ordering at least one admission ticket from a reservation center through transmission of order data by an order channel, of various possible order channels, to the reservation center, the order data including a call number of the mobile communications terminal; and transmitting the ordered admission ticket by a mobile network to that mobile communications terminal, to which the call number included in the order data is assigned.

As explained in Applicants' disclosure at page 2, lines 16-19, Claim 21 improves upon background ordering, loading, and using admission tickets for access to access-controlled service devices, since Applicants ~~propose~~ ^{disclose} a new method able to be used in a flexible way for the most various access-controlled service devices. It is thereby possible to order a ticket via various order channels, and to have the ticket delivered to any communication terminal ***defined by the call number***. As a non-limiting example, it is also

possible to order the ticket via the internet or a fixed telephone network, and to have the ticket delivered, for example via a different channel to a chip card of a mobile telephone. It is also within the scope of the invention that a first user X with the communication terminal CTX orders a ticket to be delivered to the mobile telephone CTY of a second user Y.

Turning now to the applied reference, Sehr describes an electronic ticketing system with an admission center having computerized means for automatic issuance of visitor cards and for loading rights into the cards.¹ Sehr's visitor cards are handheld card devices such as smart cards or card formats for PCs or handheld terminals.² The admission center 2 of Sehr has a first card slot, *for inserting and retrieving the cards for the purpose of updating the card contents*, and a second card slot providing users with new cards from an internal card tray.³ Sehr's electronic ticketing system also includes a card device service center to load the cards with various entitlements and access rights.⁴ Just like the admission center, Sehr's card service center has *two slots for updating cards* and providing new cards.⁵ However, Sehr fails to teach or suggest that the

ordering at least one admission ticket from a reservation center *through transmission of order data* by an order channel, of various possible order channels, to the reservation center, *the order data including a call number of the mobile communications terminal*,

as recited in independent Claim 21. The outstanding Office Action points out to Sehr at pages 11-12, paragraph [0084], and stated that Sehr teaches such a feature. Applicants respectfully disagree, since Sehr clearly explains that the portable ticketing cards (11) are realized by smart credit or debit card technology,⁶ and that a card read/write device (12) reads and writes information into the cards, the card read/write device (12) being located at the

¹ See Sehr at page 2, paragraph [0027], and in corresponding Figure 2.

² See Sehr at page 3, paragraph [0035].

³ See Sehr at page 5, paragraph [0048].

⁴ See Sehr at page 8, paragraph [0064].

⁵ See Sehr at page 8, paragraph [0068].

⁶ See Sehr in the Abstract and at paragraph [0084].

event organizer, admissions center or vendor merchant center.⁷ In addition, Sehr explains in paragraph [0084] that all the data included in the portable ticketing card *identifies the cardholder*, and not the portable ticketing card itself (such as visitors ID, social security number, PIN, biometrics, etc.).

Applicants also respectfully submit that Sehr fails to teach or suggest the

*transmitting the ordered admission ticket by a mobile network **to that mobile communications terminal, to which the call number included in the order data is assigned,***

as further recited in Claim 21. Since Sehr fails to teach or suggest the transmission of order data including a call number, as argued above, Sehr cannot transmit the ordered transmission ticket to a mobile communications terminal to which the call number is assigned. Sehr is also entirely silent on the transmission of the ordered admission ticket *by a mobile network*.

At various passages, Sehr explains that communication links (19), (110), (327), (316) are arranged in the admission center, event organizer, admission center, vendor merchant, to access databases, controllers and the biometrics box 13, however, Sehr is silent on the transmitting the ordered admission ticket *by a mobile network* to that mobile communications terminal, to which the call number included in the order data is assigned, as recited in Applicants' Claim 21. As further explained in Sehr, “[t]he global data link [1234] also allows the visitors to communicate with the system entities via a personal computer or card terminal installed at remote locations,” but Sehr does not communicate to the portable ticketing cards 11 themselves.⁸

Independent Claim 31 recites features analogous to the features recited in independent Claim 21, in the context of a system for ordering, loading, and using admission tickets. Accordingly, for the reasons stated above for the patentability of Claim 21, Applicant

⁷ See Sehr in Figures 1-3, at page 3-4, paragraph [0034]-[0035], and pages 11-12, paragraph [00].

⁸ See Sehr at page 3, paragraph 32.

respectfully submit that the rejections of Claim 31, and all associated dependent claims, are also believed to be overcome in view of the arguments regarding independent Claim 21.

Therefore, Sehr fails to teach or suggest every feature recited in Applicants' claims, so that Claims 21-41 are believed to be patentably distinct over Sehr. Accordingly, Applicants respectfully traverse, and request reconsideration of, the rejection based on Sehr.⁹

Applicants also respectfully submit that Sehr also do not teach or suggest features of Applicants' dependent claims. Specifically, Claim 25 recites that the reading device transmits a device identification *to the mobile communications terminal, the decision is made in the mobile communications terminal additionally taking into account the device identification*, and the result of the decision is transmitted to the reading device. Sehr merely explains the visitors cards 11 can have processing capabilities, but clearly fails to teach or suggest that the decision is made in the mobile communications terminal additionally taking into account the device identification, as recited in dependent Claim 25. Any verification of Sehr's visitors cards is done in the admission center (2). Therefore, Applicants traverse the rejection of dependent Claim 25, and respectfully request reconsideration thereof.

Consequently, in view of the present amendment, no further issues are believed to be outstanding in the present application, and the present application is believed to be in condition for formal Allowance. A Notice of Allowance for Claims 21-41 is earnestly solicited.

⁹ See MPEP 2131: "A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference," (Citations omitted) (emphasis added). See also MPEP 2143.03: "All words in a claim must be considered in judging the patentability of that claim against the prior art."

Should the Examiner deem that any further action is necessary to place this application in even better form for allowance, the Examiner is encouraged to contact Applicants' undersigned representative at the below listed telephone number.

Respectfully submitted,

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